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PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## UTILITY

Attorney Docket No. X-12449A

## PATENT APPLICATION

First Named Inventor or Application Identifier

## TRANSMITTAL

Charles Jack Fisher

for new nonprovisional applications under  
37 CFR 1.53(b)

Express Mail Label No.

EM564068295US

## Application Elements

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 202311. ☒ Fee Transmittal Form (Submit an original, and a duplicate for fee processing)6. ☐ Microfiche Computer Program (Appendix)2. ☒ Specification (Total Pages 19)  
(preferred arrangement set forth below)

7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claims

a. ☐ Computer Readable Copyb. ☐ Paper Copy (identical to computer copy)c. ☐ Statement verifying identity of above copies

- Abstract of the Disclosure

3. ☐ Drawing(s) (35 USC 113) (Total Sheets ☐)4. ☐ Oath or Declaration (Total Pages 3)☐ Newly executed (original or copy)☒ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) (Note Box 5 below)i. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).5. ☒ Incorporation By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

## ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney10. ☐ English Translation Document (if applicable)11. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations12. ☒ Preliminary Amendment13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)16. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application09/444,479 filed  
November 19, 1999.

## 18. CORRESPONDENCE ADDRESS

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Date of Deposit

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

Printed Name

Signature

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FEE TRANSMITTAL				Complete if Known			
<p>Note: Effective November 10, 1997. Patent fees are subject to annual revision.</p> <p>TOTAL AMOUNT OF PAYMENT (\$)<b>710.00</b></p> <p>METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: <b>05-0840</b> Deposit Account Name: <b>Eli Lilly and Company</b></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17      <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check    <input type="checkbox"/> Money Order    <input type="checkbox"/> Other</p>				Application Number			
				Filing Date			
				First Named Inventor		Charles Jack Fisher	
				Group Art Unit			
				Examiner Name			
Attorney Docket Number		X-12449A					
FEE CALCULATION (continued)							
<b>3. ADDITIONAL FEES</b>							
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
105	130	205	65	Surcharge-late filing fee or oath			
127	50	227	25	Surcharge-late provisional filing fee or cover sheet.			
139	130	139	130	Non-English specification			
147	2,520	147	2,520	For filing a request for reexamination			
112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
115	110	215	55	Extension for reply within first month			
116	390	216	195	Extension for reply within second month			
117	890	217	445	Extension for reply within third month			
118	1,390	218	695	Extension for reply within fourth month			
128	1,890	228	945	Extension for reply within fifth month			
119	310	219	155	Notice of Appeal			
120	310	220	155	Filing a brief in support of an appeal			
121	270	221	135	Request for oral hearing			
138	1,510	138	1,510	Petition to institute a public use proceeding			
140	110	240	55	Petition to revive-unavoidable			
141	1,240	241	620	Petition to revive-unintentional			
142	1,210	242	605	Utility issue fee (or reissue)			
143	430	243	215	Design Issue Fee			
144	580	244	290	Plant Issue Fee			
122	130	122	130	Petitions to the Commissioner			
123	50	123	50	Petitions related to provisional applications			
126	240	126	240	Submission of Information Disclosure Stmt.			
581	40	581	40	Recording each patent assignment per property (times number of properties)			
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))			
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))			
179	710	279	355	Request for Continued Examination (RCE)			
169	900	169	900	Request for expedited examination of a design application			
Other fee (specify)							
Other fee (specify)							
*Reduced by Basic Filing Fee Paid							
SUBTOTAL (3) (\$)							
<b>SUBMITTED BY</b>							
Typed or Printed Name			Complete (if applicable)				
Brian P. Barrett			Reg. Number 39,597				
Signature <i>Brian P. Barrett</i>			Date April 24, 2001				
"Express Mail" mailing label number EM564068295US							
Date of Deposit April 25, 2001							
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Printed Name <i>Thomas</i>			Signature <i>Thomas</i>				